

NOT TO BE PUBLISHED

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

THIRD APPELLATE DISTRICT

(San Joaquin)

THE PEOPLE,

Plaintiff and Respondent,

v.

TROY LEE FLETCHER,

Defendant and Appellant.

C058823

(Super. Ct. No. SF102512A)

A jury convicted defendant of felony grand theft and acquitted him of charges of robbery and petty theft. In a trial by court, the court found defendant had a prior strike conviction and had served two separate prior prison terms. Defendant was sentenced to state prison for six years, consisting of the middle term of two years for the theft, doubled to four because of the strike, plus an additional two years for the prior prison terms. The court also imposed restitution fines of \$200 in accordance Penal Code sections 1202.4 and 1202.45.

FACTS

Defendant was caught by security personnel at Home Depot sneaking out a side door with a \$699.99 pressure washer. After a brief scuffle, defendant was subdued.

DISCUSSION

We appointed counsel to represent defendant on appeal. Counsel filed an opening brief that sets forth the facts of the case and requests this court to review the record and determine whether there are any arguable issues on appeal. (*People v. Wende* (1979) 25 Cal.3d 436.) Defendant was advised by counsel of the right to file a supplemental brief within 30 days of the date of filing of the opening brief. More than 30 days elapsed, and we received no communication from defendant. Having undertaken an examination of the entire record, we find no arguable error that would result in a disposition more favorable to defendant.

The judgment is affirmed.

_____, SIMS, J.

We concur:

_____, BLEASE, Acting P. J.

_____, ROBIE, J.